

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

MAX DUTTON,

Plaintiff,

v.

WAL-MART STORES EAST, L.P.,

Defendant.

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**JUDGMENT**  
**NO. 4:11-CV-94-BO**

**Decision by Court.**

**IT IS ORDERED, ADJUDGED, and DECREED** that the defendant's Motion for Summary Judgment as to Max Dutton's Claims [DE 96] is GRANTED. Defendant's Motion for Summary Judgment as to Marion Towles' Claims [DE 100], Motion to Sever [DE 103] and Motion to Strike [DE 110] are DENIED AS MOOT, as plaintiff Marion Towles and the remaining plaintiffs have stipulated to a dismissal of their claims. The clerk shall close this matter.

**This Judgment was filed and entered on February 25, 2014, and copies were delivered to:**

Robert Meynardie (electronically via CM/ECF)

Joseph Nanney (electronically via CM/ECF)

Culley Carson (electronically via CM/ECF)

Julie Adams (electronically via CM/ECF)

Angela Cummings (electronically via CM/ECF)

Molly Shah (electronically via CM/ECF)

DATE

February 25, 2014

JULIE A. RICHARDS, CLERK

/s/ Macy B. Fisher

(By) Macy B. Fisher, Deputy Clerk